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GP 3738

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Rosenthal *et al.*

MAY 29 2002

Serial No.: 10/062,794

Group Art Unit: 3738

TECHNOLOGY CENTER R3700

Filed: January 31, 2002

Examiner: To be assigned

For: MEDICAL DEVICE FOR DELIVERING
BIOLOGICALLY ACTIVE MATERIAL

Attorney Docket No.: 10177-101-999

SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.56

#7

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants submitted an Information Disclosure Statement on April 8, 2002, with copies of the references listed as AA through AW on the revised form PTO 1449. One of the reference, AN, was a pending U.S. Patent Application No. 09/374,425. Since this patent application issued as U.S. 6,379,379 on April 30, 2002, Applicants submit herewith a copy of the patent as reference AY. Applicants respectfully request that the Examiner review the foregoing reference and that the reference be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(b)(1), since this Information Disclosure Statement is being filed before the mailing date of an office action on the merit, no fee is believed due. If a fee is required please charge the necessary amount to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Gidon D. Stern

Date May 23, 2002

Gidon D. Stern 42,412 27,469
Gidon D. Stern (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711

(212) 790-9090

Enclosures